

MAR 09 2005

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TO:	Mail Stop Amendment Commissioner for Patents	U.S. Patent and Trademark Office	(703) 872-9306

FROM: Shawn D. Bauer

DIRECT DIAL: (317) 231-7313

E-MAIL: sbauer@btlaw.com

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Faxed: March 9, 2005
Applicant: James P. Reilly et al.
Invention: **METHOD AND APPARATUS FOR CONTROLLING POSITION
OF A LASER OF A MALDI MASS SPECTROMETER**
Serial No.: 10/603,526
Filed: June 25, 2003
Docket: 32993-72727

- ☒ Letter Correcting Errors in Previously Filed Amendment Transmittal Letter (2 pgs.)
☒ Marked Up Copy of Originally filed Amendment Transmittal filed on 12/8/04 (1 pg.)
☒ Copy of Originally filed Response to Office Action filed on 12/8/04 (11 pgs.)
☒ Corrected Amendment Transmittal Letter (Large Entry) (1 pg.)

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MATTER# 72727

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Group: 2881
Confirmation No.: 4086
Application No.: 10/603,526
Invention: METHOD AND APPARATUS FOR
CONTROLLING POSITION OF A
LASER OF A MALDI MASS
SPECTROMETER
Inventor: James P. Reilly et al.
Filed: June 25, 2003
Attorney Docket: 32993-72727
Examiner: Leybourne, James J.

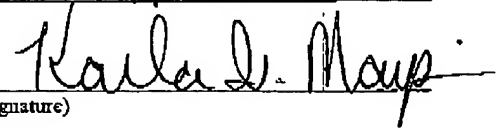
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3/9/05

(Signature)



Karla I. Mays

(Printed Name)

**LETTER CORRECTING ERRORS IN PREVIOUSLY
FILED AMENDMENT TRANSMITTAL LETTER**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

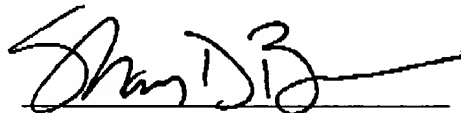
Sir:

On December 8, 2004, a response to the Office Action dated September 8, 2004 in the above-identified patent application was timely filed. However, the Amendment Transmittal Letter accompanying the response included an incorrect Application No. and Attorney Docket No. It appears the response filed on December 8, 2004 has been applied to the wrong patent application. We submit herewith a corrected Amendment Transmittal Letter correctly identifying the Application No. as 10/603,526 and the Attorney Docket No. as 32993-72727. In addition, we have included a marked up copy of the originally filed Amendment Transmittal

Letter and a copy of the December 8, 2004 response. We respectfully request that this response be entered in the Application No. 10/603,526 with a filed date of December 8, 2004 to avoid any payment of extension fees. In addition, we request the additional fee amount of \$176.00, as shown on the corrected Amendment Transmittal Letter and submitted with the December 8, 2004 response, be applied to the Application No. 10/603,526.


If the Examiner has any questions regarding this application, we invite the Examiner to contact the undersigned by telephone.





Respectfully submitted,



Shawn D. Bauer
Registration No. 41,603
Barnes & Thornburg
11 South Meridian Street
Indianapolis, Indiana 46204-3335
Telephone: (317) 231-7313
Fax: (317) 231-7433

INDS02 GKELLETT 714839v1

AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No. 32993-72727	
Applicant(s): James P. Reilly et al.					
Application No. 10/603,526	Filing Date June 25, 2003	Examiner Leybourne, James J.	Customer No. 23643	Group Art Unit 2881	Confirmation No. 4086
Invention: METHOD AND APPARATUS FOR CONTROLLING POSITION OF A LASER OF A MALDI MASS SPECTROMETER					
<u>COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	19 -	20 =	0	x \$18.00	\$0.00
INDEP. CLAIMS	5 -	3 =	2	x \$88.00	\$176.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$176.00
<input type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. 10-0435 in the amount of \$176.00 <input type="checkbox"/> A check in the amount of to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 10-0435 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.					
 Signature Shawn D. Bauer BARNES & THORNBURG LLP 11 S. Meridian Street Indianapolis, IN 46204 (317) 231-7313 Attorney Reg. No. 41,603			Dated: 09 March 2005 Resending LETTER OF 08 December 2004		
cc:					

AMENDMENT TRANSMITTAL LETTER (Large Entity)					Docket No. 32993- 52728 -72727									
Applicant(s): James P. Reilly et al.														
Application No. 10/603,488 10/603,526	Filing Date June 25, 2003	Examiner Leybourne, James J.	Customer No. 23643	Group Art Unit 2881	Confirmation No. 4086									
Invention: METHOD AND APPARATUS FOR CONTROLLING POSITION OF A LASER OF A MALDI MASS SPECTROMETER														
COMMISSIONER FOR PATENTS:														
Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below.														
CLAIMS AS AMENDED														
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE									
TOTAL CLAIMS	19	20	0	x \$18.00	\$0.00									
INDEP. CLAIMS	5	3	2	x \$88.00	\$176.00									
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00									
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$176.00									
<input type="checkbox"/> No additional fee is required for amendment. <input checked="" type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 10-0435 <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17. <input type="checkbox"/> Payment by credit card, Form PTO-2038.														
WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.														
 Signature			Dated: 12/8/04											
Shawn D. Bauer, Esq. BARNES & THORNBURG LLP 11 S. Meridian Street Indianapolis, IN 46204 (317) 231-7313 Attorney Reg. No. 41,603			<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td colspan="2">I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on</td> </tr> <tr> <td style="text-align: center;">12/8/04</td> <td style="text-align: center;">(Date)</td> </tr> <tr> <td colspan="2" style="text-align: center;">  Signature of Person Mailing Correspondence </td> </tr> <tr> <td colspan="2" style="text-align: center;"> Glen Kallett Typed or Printed Name of Person Mailing Correspondence </td> </tr> </table>				I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on		12/8/04	(Date)	 Signature of Person Mailing Correspondence		Glen Kallett Typed or Printed Name of Person Mailing Correspondence	
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cc:														

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on December 8, 2004

(Signature)

Glen M. Keller
(Printed Name)RESPONSE TO OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated September 8, 2004 in the above-identified patent application, please consider the following. The commissioner is authorized to charge any fees which may be due, to Deposit Account 10-0435, but not to include any payment of issue fees.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 7 of this paper.

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